

## Davis Wright Tremaine LLP

PORTLAND SAN FRANCISCO SEATTLE SHANGHAI WASHINGTON, D.C. ANCHORAGE BELLEVUE LOS ANGELES NEW YORK

JAMES M. SMITH DIRECT (202) 508-6688
james ms mith@dwt.com jamesmsmith@dwt.com

SUITE 450 1500 K STREET NW WASHINGTON, D.C. 20005-1272 www.dwt.com

TEL (202) 508-6600 FAX (202) 508-6699

February 6, 2006 CONTROL OF CONTR

By Electronic Filing

Ms. Marlene Dortch Secretary Federal Communications Commission 445 12th Street, S.W. Washington, DC 20554

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Federal Communications Commission Office of Secretary

Re:

EB Docket No. 06-36

EB-06-TC-060

**Certification of CPNI Filing** 

February 3, 2006

Dear Ms. Dortch:

On behalf of ACC Telecommunications of Virginia, LLC, attached herewith, in response to the Public Notice in the above-referenced matter (DA 06-223, rel. January 30, 2006), is its annual CPNI compliance certification pursuant to section 64.2009(e) of the Commission's Rules.

Kindly address any questions concerning this matter to the undersigned counsel.

Sincerely,

DAVIS WRIGHT TREMAINE LLP

James M. Smith

Counsel for ACC Telecommunications

of Virginia, LLC

cc: Byron McCoy

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## **CERTIFICATION PURSUANT TO 47 C.F.R. 64.2009(e)**

I hereby certify, on behalf of ACC Telecommunications of Virginia, LLC (the "Company"), that I have personal knowledge that the Company has established operating procedures that are adequate to ensure compliance with Part 64, Subpart U of the rules and regulations of the Federal Communications Commission regarding Customer Proprietary Network Information ("CPNI") (47 C.F.R. 64.2001 et seq.). Attached hereto is a statement that describes the Company's operating procedures to ensure that it is in compliance with these rules.

Signed:

Andy Elson

Vice President- Compliance

Dated: 2-3-06

## STATEMENT OF CPNI OPERATING PROCEDURES

- 1. It is the policy of ACC Telecommunications of Virginia, LLC (the "Company") <u>not</u> to use, disclose, or permit access to Customer Proprietary Network Information ("CPNI"), as defined in the FCC's rules, for any purpose other than the following, all of which are permitted under FCC rules without customer approval:
- a. For the purpose of providing or marketing Company service offerings among categories of service (i.e., local, interexchange) to which the customer already subscribes;
- b. For the purpose of providing inside wiring installation, maintenance, and repair services.
- c. For the purpose of marketing "adjunct-to-basic" services, such as speed dialing, computer-provided directory assistance, call monitoring, call tracing, call blocking, call return, repeat dialing, call tracking, call waiting, caller I.D., call forwarding, and certain centrex features.
- d. For the purpose of protecting the rights or property of the Company, or to protect users of its services and other carriers from fraudulent, abusive, or unlawful use of or subscription to such services.
- 2. The Company has established a program to inform and train personnel that they may not use, disclose, or permit access to CPNI for any purpose other than those set forth above. The Company has an express disciplinary process in place to discipline violations of its CPNI policy.
- 3. Because the Company does not use, disclose, or permit access to CPNI except as described above, it does not maintain a record of its or affiliates' sales and marketing campaigns that use customers' CPNI, or of instances where CPNI is disclosed or provided to third parties, or where third parties were allowed access to CPNI.
- 4. The Company has in place a supervisory review process regarding compliance with its CPNI policy.